

REMARKS

Claims 29, 30 and 37 were rejected under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 23 to 28 and 31 to 36 are indicated as being allowable. Applicants' representative thanks the Examiner for this indication of allowance.

By this amendment, claims 29, 30 and 37 have been canceled, and new claims 38 to 57 are added to more particularly and distinctly claim the invention.

Reconsideration of the application based on the following is respectfully requested.

New Claims

New claims 38 to 47 are so-called Beauregard claims, like canceled claims 29, 30 and 37, but are submitted as overcoming the rejection under 35 U.S.C. 112, second paragraph to the canceled claims, since the new claims do not reference separate method claims. The Board of Patent Appeals and Interferences has unequivocally recognized that such "Beauregard claims" are within the statutory class of product claims. (See Ex parte Bo Li, Appeal 2008-1213; decided: November 6, 2008).

New claims 48 to 57 are also submitted as being clear and definite apparatus claims.

Allowance of claims 38 to 57 is respectfully requested.

CONCLUSION

The present application is respectfully submitted as being in condition for allowance and applicants respectfully request such action.

Respectfully submitted,

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